

|  |  |                                    |  |  |  |   |  |
|--|--|------------------------------------|--|--|--|---|--|
| <b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>  |  |                                    |  | 1. Contract ID Code<br>Firm-Fixed-Price  |  | Page 1 Of 4                             |  |
| 2. Amendment/Modification No.<br><br>01  |  | 3. Effective Date<br><br>2000APR06 |  | 4. Requisition/Purchase Req No.<br><br>SEE SCHEDULE  |  | 5. Project No. (If applicable)          |  |
| 6. Issued By<br>TACOM-ROCK ISLAND<br>AMSTA-CM-CREC<br>BOB ROBERTS (309) 782-4997<br>ROCK ISLAND IL 61299-7630<br><br>EMAIL: ROBERTSC@RIA.ARMY.MIL  |  | Code W52H09                        |  | 7. Administered By (If other than Item 6)<br>DCMC BALTIMORE<br>217 EAST REDWOOD ST SUITE 1800<br>BALTIMORE MD 21202-5299 |  | Code S2101A                             |  |
|  |  |                                    |  | SCD C PAS NONE ADP PT HQ0338   |  |   |  |
| 8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)<br><br>AMERICAN TECHNOLOGY CORP<br>2330 N HOWARD ST<br>BALTIMORE MD 21218-5007<br><br>TYPE BUSINESS: Small Disadvantaged Business Performing in U.S. |  |                                    |  | <input type="checkbox"/>   |  | 9A. Amendment Of Solicitation No.       |  |
|  |  |                                    |  |  |  | 9B. Dated (See Item 11)                 |  |
|  |  |                                    |  | <input checked="" type="checkbox"/>  |  | 10A. Modification Of Contract/Order No. |  |
|  |  |                                    |  |  |  | DAAE20-97-D-0030/0006                   |  |
| Code 1DB58   |  | Facility Code                      |  | <input type="checkbox"/>   |  | 10B. Dated (See Item 13)<br>1999MAY28   |  |

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☐ The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers

☐ is extended, ☐ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods:  
 (a) By completing items 8 and 15, and returning \_\_\_\_\_ copies of the amendments; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. **FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER.** If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

**12. Accounting And Appropriation Data (If required)**  
ACRN: AB NET INCREASE: \$23,193.60

**13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS**  
It Modifies The Contract/Order No. As Described In Item 14.

KIND MOD CODE: B

|                                     |   |  |
|-------------------------------------|---|--|
| <input type="checkbox"/>            | A. This Change Order is Issued Pursuant To:<br>The Contract/Order No. In Item 10A.  | The Changes Set Forth In Item 14 Are Made In |
| <input checked="" type="checkbox"/> | B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b). |  |
| <input type="checkbox"/>            | C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:  |  |
| <input type="checkbox"/>            | D. Other (Specify type of modification and authority)   |  |

**E. IMPORTANT:** Contractor ☒ is not, ☐ is required to sign this document and return \_\_\_\_\_ copies to the Issuing Office.

**14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)**

SEE SECOND PAGE FOR DESCRIPTION

Except as provided herein, all terms and conditions of the document referenced in item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

|  |                  |   |                  |
|--|------------------|---|------------------|
| 15A. Name And Title Of Signer (Type or print)                                    |                  | 16A. Name And Title Of Contracting Officer (Type or print)<br>JOYCE L KLEIN<br>KLEINJ@RIA.ARMY.MIL (309) 782-5051 |                  |
| 15B. Contractor/Offeror<br><br>_____<br>(Signature of person authorized to sign) | 15C. Date Signed | 16B. United States Of America<br><br>By _____<br>(Signature of Contracting Officer)                               | 16C. Date Signed |

NSN 7540-01-152-8070  
PREVIOUS EDITIONS UNUSABLE

30-105-02

STANDARD FORM 30 (REV. 10-83)  
Prescribed by GSA FAR (48 CFR) 53.243

|  |  |                           |
|--|--|---------------------------|
| <b>CONTINUATION SHEET</b>                                      | <b>Reference No. of Document Being Continued</b><br><b>PIIN/SIIN</b> DAAE20-97-D-0030/0006 <b>MOD/AMD</b> 01 | <b>Page</b> 2 <b>of</b> 4 |
| <b>Name of Offeror or Contractor:</b> AMERICAN TECHNOLOGY CORP |  |                           |

SECTION A - SUPPLEMENTAL INFORMATION

1. The purpose of this Contract DAAE20-97-D-0030 Delivery Order 0006 modification is to clarify the agreement for CLIN 0004 and add CLIN 0005AA.
2. CLIN 0004 provides for the replating of mold tools used in the performance of Delivery Order 0006. CLIN 0004 is an unfunded services line item at a stated not to exceed price of \$87,951.00.
3. Mold tools are nickel-chrome plated for protection from the chlorbutyl/EPDM rubber blend used to mold Universal Second Skins. This very caustic rubber blend will deteriorate the plating and tooling over time. ATC expects to replate each tool approximately every 23,500 pieces.
4. In accordance with the negotiated agreement for Delivery Order 0006, ATC is to provide the first two replatings of each of the Government owned mold tools MO 01 and MO 02 to be used during performance of Delivery Order 0006 at their expense. The Government is to provide for up to six subsequent replatings, in total, of these tools during performance of Delivery order 0006 at the not to exceed ceiling of \$87,951.00.
5. Since CLIN 0004 only provides for the cost of replating, this modification incorporates CLIN 0005AA for equitable adjustment to the contractor for the cost of repair of the Government owned MO 01 and MO 02, in accordance with FAR 52.245-2. During ATC’s initial replating of the Government owned mold tools MO 01 and MO 02, unanticipated deterioration was discovered requiring extensive welding and rebuilding. ATC has requested reimbursement for these repairs in the amount of \$23,193.60.
6. As a result of this modification Delivery Order 0006 is increased by \$23,193.60 from \$1,847,114.77 to \$1,870,208.37.

\*\*\* END OF NARRATIVE A004 \*\*\*

Name of Offeror or Contractor: AMERICAN TECHNOLOGY CORP

| ITEM NO | SUPPLIES/SERVICES  | QUANTITY | UNIT | UNIT PRICE | AMOUNT       |
|---------|--|----------|------|------------|--------------|
| 0005AA  | <div>SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS</div> <div>SERVICES LINE ITEM</div> <div>NOUN: M40 REPLATING<br/>SECURITY CLASS: Unclassified<br/>PRON: DE0AFM40DE PRON AMD: 01 ACRN: AB<br/>AMS CD: 30660000000</div> <div>Inspection and Acceptance<br/>INSPECTION: Origin ACCEPTANCE: Origin</div> <div>Deliveries or Performance<br/>DLVR SCH PERFORM PL<br/>REL CD QUANTITY DATE<br/>001 0 30-APR-2000</div> <div>\$ 23,193.60</div> |          | LO   |            | \$ 23,193.60 |

SECTION G - CONTRACT ADMINISTRATION DATA

| LINE        | PRON/         | OBLG STAT/  |                   |                     | INCREASE/DECREASE | CUMULATIVE    |
|-------------|---------------|-------------|-------------------|---------------------|-------------------|---------------|
| <u>ITEM</u> | <u>AMS CD</u> | <u>ACRN</u> | <u>JOB ORD NO</u> | <u>PRIOR AMOUNT</u> | <u>AMOUNT</u>     | <u>AMOUNT</u> |
| 0005AA      | DE0AFM40DE    | AB          | 1                 | \$ 0.00             | \$ 23,193.60      | \$ 23,193.60  |
|             | 30660000000   |             | 06KM40            |                     |                   |               |
|             |               |             |                   | NET CHANGE          | \$ 23,193.60      |               |

| SERVICE     | NET CHANGE     |                                       |  |  | ACCOUNTING     | INCREASE/DECREASE       |
|-------------|----------------|---------------------------------------|--|--|----------------|-------------------------|
| <u>NAME</u> | <u>BY ACRN</u> | <u>ACCOUNTING CLASSIFICATION</u>      |  |  | <u>STATION</u> | <u>AMOUNT</u>           |
| Army        | AB             | 97 00300260106N6N06P3066002512 S19130 |  |  | W13G07         | \$ 23,193.60            |
|             |                |                                       |  |  |                | NET CHANGE \$ 23,193.60 |

|                       |    | <u>PRIOR AMOUNT</u> |    | <u>INCREASE/DECREASE</u> |    | <u>CUMULATIVE</u> |
|-----------------------|----|---------------------|----|--------------------------|----|-------------------|
|                       |    | <u>OF AWARD</u>     |    | <u>AMOUNT</u>            |    | <u>OBLIG AMT</u>  |
| NET CHANGE FOR AWARD: | \$ | 1,847,114.77        | \$ | 23,193.60                | \$ | 1,870,308.37      |